

## SEVENTH DAY.

(Tuesday, July 21, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Harrison
Adams of Harris.	of Waller.
Adams of Jasper.	Hatchitt.
Adamson.	Hefley.
Adkins.	Herzik.
Akin.	Hill.
Albritton.	Hines.
Alsup.	Holder.
Anderson.	Holland.
Baker.	Holloway.
Barron.	Hoskins.
Beck.	Howsley.
Bedford.	Hubbard.
Bounds.	Hughes.
Boyd.	Jackson.
Brice.	Johnson
Brooks.	of Dallam.
Bryant.	Johnson
Burns of Walker.	of Dimmit.
Burns	Johnson of Morris.
of McCulloch.	Jones of Shelby.
Carpenter.	Jones of Atascosa.
Caven.	Justiss.
Claunch.	Kayton.
Coltrin.	Keller.
Cox of Lamar.	Kennedy.
Cox of Limestone.	Laird.
Cunningham.	Lasseter.
Dale.	Lee.
Daniel.	Leonard.
Davis.	Lilley.
Dodd.	Lockhart.
Donnell.	Long.
Dowell.	McCombs.
Dunlap.	McGregor.
Dwyer.	Magee.
Elliott.	Mathis.
Engelhard.	Metcalfe.
Farmer.	Moffett.
Farrar.	Morse.
Ferguson.	Munson.
Finn.	Murphy.
Fisher.	Nicholson.
Forbes.	Olsen.
Ford.	O'Quinn.
Fuchs.	Patterson.
Gilbert.	Petsch.
Giles.	Pope.
Goodman.	Ramsey.
Graves.	Ratliff.
Greathouse.	Ray.
Grogan.	Reader.
Hanson.	Richardson.
Hardy.	Rogers.
Harman.	Rountree.
Harrison	Sanders.
of El Paso.	Satterwhite.

Savage.	Van Zandt.
Scott.	Vaughan.
Shelton.	Veatch.
Sherrill.	Wagstaff.
Smith of Wood.	Walker.
Sparkman.	Warwick.
Stephens.	Weinert.
Steward.	West of Coryell.
Strong.	West of Cameron.
Sullivant.	Wiggs.
Tarwater.	Wyatt.
Towery.	Young.
Turner.	

Absent.

Martin.	Terrell
Terrell	of Val Verde.
of Cherokee.	

Absent—Excused.

Bond.	McGill.
Bradley.	Mehl.
Coombes.	Moore.
DeWolfe.	Smith of Bastrop.
Duvall.	Stevenson.
Lemens.	Westbrook.
McDougald.	

A quorum was announced present. Prayer was offered by the Rev. John W. Holt, Chaplain.

## LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Stevenson for today, on motion of Mr. Burns of Walker.

Mr. DeWolfe for today, on motion of Mr. Justiss.

Mr. Smith of Bastrop for today and tomorrow, on motion of Mr. Lockhart.

Mr. Coombes for yesterday and today, on motion of Mr. Turner.

Mr. Lemens for today, on motion of Mr. Powell.

Mr. Duvall for today and the balance of the week, on motion of Mr. Patterson.

The following members were granted leave of absence on account of illness:

Mrs. Moore for today, on motion of Mr. Farrar.

Mr. McDougald for today and the balance of the week, on motion of Mr. Magee.

## HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and

referred to the appropriate committees, as follows:

By Mr. Burns of McCulloch and Mr. Petsch:

H. B. No. 10, A bill to be entitled "An Act amending House bill No. 1036 passed by the Regular Session of the Forty-second Legislature, Chapter 187, page 374, Acts of the Forty-second Legislature, prescribing the kind of tackle and method of taking fish in certain fresh waters in certain counties and prohibiting all other tackle; prohibiting possession of any tackle not authorized by this act within two hundred yards of any fresh waters mentioned herein; exempting the waters of the Colorado and Rio Grande Rivers from the provision of this act prohibiting the sale, offering for sale or having in possession for the purpose of sale of certain species in said counties; providing a closed season for a period of time when it shall be unlawful to take fresh water fish, etc., and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Boyd, Mr. Adams of Jasper, Mr. DeWolfe, Mr. Petsch, Mr. Graves, Mr. Gilbert, Mr. Finn, and Mr. West of Cameron:

H. B. No. 11, A bill to be entitled "An Act to amend Article 904 of the Penal Code of the State of Texas, 1925, as amended by the Acts of the Forty-first Legislature, Second Called Session, page 37, Chapter 23, Section 1, relating to resident and non-resident hunting licenses; providing that non-residents and aliens and certain citizens shall procure licenses to hunt; providing for the issuance of same; prescribing the kinds of licenses; defining the privileges of the holders of such licenses; fixing the fees of each kind of license and the amount to be retained by the collecting officer; making it the duty of hunters to exhibit their license; making it unlawful to hunt without such license; making certain exemptions; providing for a penalty for the violations of this article; fixing the effective date of the act, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Burns of Walker, Mr. O'Quinn, and Mr. Adams of Jasper:

H. B. No. 12, A bill to be entitled "An Act providing that it shall be

unlawful to throw, cast, discharge or deposit crude petroleum, salt water and certain other substances in or on any stream, water course or other body of water of this State; providing that salt water may be discharged into the tidal waters of this State, and that sulphur water, when so treated that it is not harmful to aquatic life or marine organisms, may be deposited in the tidal waters of this State; providing for the enforcement of this act, disposition of fines, and fees of the arresting officer; and providing that it shall be cumulative of all other laws on this subject, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

#### RELATIVE TO MINERAL DEPOSITS UNDER RIVER BEDS.

Mr. Keller offered the following resolution:

Whereas, Under the law in force at this time the river beds of this State have been withdrawn from the market and are not subject to being developed for the purpose of securing to the State of Texas the mineral resources which are located under said lands; and

Whereas, At this time a number of such river beds of this State are located in the middle of proven and rich oil fields; and

Whereas, By virtue of the natural development of said oil fields surrounding such river beds, will naturally result in the complete depletion and exhaustion of the oil and gas resources located under the State lands in such river beds; and

Whereas, Such developments and conditions will result in enormous loss to the public free schools of this State and will be directly detrimental to the entire people of Texas; and

Whereas, Permitting the present conditions to continue is nothing short of permitting the appropriation of the public minerals of this State to private gain. Therefore, be it

Resolved, That a committee of three be appointed by the Speaker of the House, who is hereby instructed to investigate the situation as the same appears in East Texas oil field, to confer with parties who are developing the adjoining properties, with any cities that might be interested in the resulting river bed development from the standpoint of stream pollution, to

report back to the House upon the proposition of leasing or whether or not arrangements may be executed whereby the State of Texas could secure development of such river beds by means of contracts with persons developing adjoining properties and to confer with the Attorney General's Department concerning the drawing of contracts, the legality thereof, and also pertaining to the proposition of any bills which might be necessary in order to accomplish such purpose as would result in preserving for the public free schools such minerals.

KELLER,  
PETSCH.

The resolution was read second time.

Mr. Sherrill moved that the resolution be referred to the Committee on Public Lands and Buildings.

On motion of Mr. Petsch, the motion to refer was tabled.

Question then recurring on the resolution, it was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee: Messrs. Keller, Holloway and Petsch.

RESOLUTION SIGNED BY THE  
SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled resolution:

H. C. R. No. 3, Inviting J. Frank Dobie to address the Legislature.

COMMITTEE OF THE WHOLE  
HOUSE.

(Mr. Minor in the chair.)

On motion of Mr. Beck, the House, at 9:30 o'clock a. m., resolved itself into a Committee of the Whole House

The following was ordered printed in the Journal:

Central Proration Committee  
of the  
Texas Division of the Mid-Continent Oil and Gas Association  
Statement of Receipts and Disbursements  
June 16, 1930, to February 4, 1931.

Receipts.

Contributions as detailed on the annexed statement.....\$28,113.08  
Disbursements.

Technical adviser's expenses:

Salaries:

David Donoghue .....\$11,500.00  
Lamar Hunt ..... 868.50  
Ethlyn Baker ..... 1,160.00—\$13,528.50

for the purpose of considering oil and gas conservation matters.

IN THE HOUSE.

(Mr. Murphy in the chair.)

At 5:20 o'clock p. m., Mr. Murphy, Acting Chairman of the Committee of the Whole House, reported to the House that the Committee desired to rise, report progress and ask leave of the House to sit again at 9 o'clock a. m. tomorrow.

EXTENDING SYMPATHY TO HON.  
ROLLAND BRADLEY.

Mr. Ford offered the following resolution:

Whereas, Our fellow-member, Hon. Rolland Bradley, is ill and because thereof he is unable to attend our sessions. Now, therefore, be it

Resolved by the House of Representatives, That we express to him our deep regret, sincere sympathy and our earnest hope for his speedy and permanent recovery; and that as a token thereof flowers be presented to him and that a committee of five be appointed by the Speaker to convey this message. Be it further

Resolved, That the floral expense be defrayed from the contingent expense fund of the House and that a duly authenticated copy of this resolution be presented to him by the committee.

FORD,  
JOHNSON of Dimmit,  
GREATHOUSE,  
STEWART,  
HOWSLEY,  
HARDY.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee: Messrs. Ford, Johnson of Dimmit, Greathouse, Stewart and Howsley.

Furniture and equipment .....	1,315.49
Traveling expenses .....	1,160.15
Telephone and telegraph .....	505.14
Postage .....	50.00
Printing, stationery and office supplies .....	458.31
Rent and electric lights .....	769.01
Reports, handbooks and subscriptions .....	442.40
Miscellaneous expenses .....	27.00
Legal fees:	\$18,256.00
M. S. Church .....	\$1,300.00
Ernest May .....	800.00
John E. Kilgore .....	800.00—
Postage and expense, finance committee.....	85.07
Transcripts, Railroad Commission hearings.....	160.00
	\$21,401.07
Cash advanced to David Donoghue for working fund.....	\$ 500.00
Total disbursements by Trustee.....	\$21,901.07
Balance .....	\$ 6,212.01

Statement of Contributions  
June 16, 1930, to February 4, 1931.

	Total Contributions.
*Amerada Petroleum Corporation .....	\$ 278.00
American Refining Properties .....	50.00
Arkansas Natural Gas Company .....	100.00
*Atlantic Oil Producing Company .....	500.00
**Barnsdall Oil Company .....	350.00
Bridwell Oil Company .....	75.00
Caldwell, C. M. ....	50.00
***California Company, The .....	1,013.13
Cameron, Wm. & Company .....	50.00
Cantey, Hanger & McMahon .....	50.00
Carter, Amon G. ....	50.00
Clay Lumber Company .....	50.00
Continental National Bank of Fort Worth.....	100.00
***Continental Oil Company .....	1,123.03
Cosden Oil Company .....	200.00
Crawford, R. A. (Lone Star Gas Company).....	100.00
Crump, J. L. ....	25.00
Darby Petroleum Corporation .....	50.00
Delmar Oil Company .....	50.00
Developers Oil and Gas Company .....	25.00
Devonian Oil Company .....	50.00
Dixie Oil Company .....	100.00
DuBose & Ellis .....	25.00
Dulaney Investment Company .....	100.00
Eddleman & Payne .....	25.00
Empire Oil and Refining Company .....	375.00
First National Bank of Dallas .....	100.00
First National Bank of Fort Worth .....	100.00
First National Bank of San Angelo .....	50.00
Fort Worth National Bank .....	100.00
Gibson & Johnson .....	25.00
Golding & Cochran .....	100.00
*Group No. 1 Oil Corporation.....	385.06
Halliburton Oil Well Cementing Company.....	100.00
Hamilton, W. B. ....	100.00
Hamon, Jake L. ....	50.00
Houston Oil Company of Texas .....	250.00
***Humble Oil and Refining Company .....	4,204.50
H-Y Oil Company .....	50.00
Independent Oil and Gas Company .....	400.00
Kewanee Oil and Gas Company .....	125.00

	Total Contributions.
Keystone Production Company .....	25.00
Kleiner, Chas. J. ....	25.00
Landreth Production Corporation .....	200.00
Lucey Petroleum Company .....	50.00
Madden & Hunt .....	25.00
***Magnolia Petroleum Company .....	1,452.00
Maxwell, J. C. ....	75.00
McMan Oil and Gas Company .....	250.00
*Mid-Kansas Oil and Gas Company .....	1,692.26
*Mid-West Exploration Company .....	175.00
Moody-Seagraves Producing Company .....	200.00
Nash & Windfohr Oil Corporation .....	25.00
Neversuch Oil Company .....	25.00
Norwood & Landon .....	50.00
Ovis Ranch Company .....	50.00
Owen-Sloan Oil Company .....	100.00
Panhandle Refining Company .....	200.00
Parkersburg Rig and Reel Company .....	100.00
Penn Oil Company .....	100.00
Petroleum Producers Company .....	75.00
Phillips Petroleum Company .....	1,600.00
Plymouth Oil Company .....	75.00
*Prairie Oil and Gas Company .....	800.00
*Pure Oil Company .....	800.00
Reiter-Foster Oil Corporation .....	50.00
Riggs, E. R. ....	25.00
Rio Grande Oil Company .....	87.50
Roeser & Pendleton .....	200.00
Rowan & Hope .....	100.00
St. Mary's Oil and Gas Company .....	50.00
Schermerhorn-Winton Company .....	60.00
Shappel Oil Company .....	50.00
Shaw Oil Corporation, T. G. ....	50.00
*Shell Petroleum Corporation .....	1,825.92
Sidwell Drilling Company .....	25.00
*Simms Oil Company .....	800.00
Slick, Estate of Thos. B. ....	200.00
Snowden & McSweeney .....	60.00
Star Drilling Company .....	25.00
x Sun Oil Company .....	521.66
Sunray Oil Company .....	125.00
*Texas Company, The .....	3,400.00
Texas Fidelity Oil Corporation .....	25.00
xx Texas-Pacific Coal and Oil Company .....	254.96
*Texon Oil and Land Company .....	146.06
Thomas, J. Elmer .....	25.00
Thompson & Barwise .....	50.00
Tidal Oil Company .....	175.00
Turman Oil Company .....	25.00
Underwood Drilling Company .....	25.00
Union Oil Company of Nevada .....	100.00
United North and South Development Company .....	100.00
Vacuum Oil Company .....	50.00
Venmex Oil Company of Texas .....	60.00
Washer Brothers .....	50.00
Williamson County Pipe Line Company .....	100.00
	<b>\$23,113.08</b>

\* 4 quarters covered by contribution.

\*\* 7 months at \$50 per month.

\*\*\* 3 quarters covered by contributions.

x 2 quarters covered by contributions.

xx 1 quarter covered by contributions.

Statement of Receipts and Disbursements of Central Proration Committee  
Fund for the Period February 4, 1931, to July 14, 1931.

Amount to be accounted for as detailed on annexed statement . . . \$32,412.30

Expenditures—February 4, 1931, to June 1, 1931:

Technical adviser's expense:

Salaries:

David Donoghue .....	\$4,500.00	
Lamar Hunt .....	397.50	
Ethlyn Baker .....	450.00	\$5,347.50
David Donoghue, traveling expense.....	967.02	
E. V. Foran, salary and expenses.....	1,295.88	
R. R. Kyner, salary and expenses.....	268.25	
Furniture .....	87.64	
Telephone and telegraph .....	139.11	
Postage .....	10.00	
Printing, stationery and office supplies.....	97.22	
Rent and lights .....	271.56	
Reports, handbooks, subscriptions, etc.....	100.00	
Auditing expense .....	52.18	

Legal fees and expenses:

M. S. Church, on fee.....	\$2,750.00	
M. S. Church, expense account.....	307.92	
R. E. Hardwicke, on fee.....	2,500.00	
R. E. Hardwicke, expense account.....	722.86	
		<u>\$6,280.78</u>

Total expenditures for period.....\$14,917.14

Expenditures—June 1, 1931, to July 14, 1931:

Technical adviser's expense:

Salaries:

E. V. Foran .....	\$ 860.00	
Lamar Hunt .....	66.00	
Ethlyn Baker .....	300.00	\$1,226.00
Traveling expenses E. V. Foran .....		484.31
Telephone and telegraph .....		26.50
Postage .....		5.00
Printing, stationery and office supplies.....		44.67
Rent and lights .....		86.96

Legal fees and expenses:

John E. Kilgore, account in full.....		600.00
M. S. Church, on fee .....	\$1,000.00	
M. S. Church, expense account .....	249.15	
R. E. Hardwicke, on fee .....	1,000.00	
R. E. Hardwicke, expense account.....	442.79	2,691.94
W. H. Kittrell, publicity expense .....		500.00
E. A. Landreth, postage, briefs, etc. ....		194.72
E. A. Landreth, expense account for year .....		2,958.66
Robert R. Penn, expense account for year .....		1,838.84
Attorney fees paid by Penn personally .....		104.60
American Brief Company .....		101.70
Cash advanced E. V. Foran, working fund .....		500.00

Total expenditures for period.....\$11,363.90

Total expenditures from February 4, 1931, to July 14, 1931.....\$26,281.04

Balance on hand July 14, 1931.....\$ 6,131.26

Statement of Receipts and Expenditures of the Central Proration Committee  
Fund for the Period February 4, 1931, to July 14, 1931.

Balance on hand February 4, 1931, as per audit attached.....\$ 6,212.01  
Working fund with David Donoghue, agent..... 500.00

Contributions received Feb. 4, 1931, to June 1, 1931:

Reeser & Pendleton, Inc. ....	\$ 100.00
Southern Crude Oil Pur. Co. ....	1,200.00
Barnsdall Oil Company .....	187.50
Sunray Oil Company .....	62.50
Humble Oil and Refining Company.....	2,356.12
The California Company .....	675.42
Magnolia Petroleum Company .....	968.00
Sun Oil Company .....	756.15
Landreth Production Corporation .....	50.00
Halliburton Oil Well Cement Company.....	25.00
R. A. Crawford .....	25.00
Stanolind Oil and Gas Company.....	131.25
The Texas Company .....	850.00
Phillips Petroleum Company .....	400.00
Prairie Oil and Gas Company .....	200.00
Fort Worth National Bank .....	25.00
Snowden & McSweeney .....	15.00
Delmar Oil Company .....	12.50
Vacuum Oil Company .....	12.50
Shell Petroleum Corporation .....	301.58
Pure Oil Company .....	200.00
Kewanee Oil and Gas Company .....	31.25
Union Oil Company of California.....	100.00
St. Mary's Oil and Gas Company .....	12.50
Darby Petroleum Corporation .....	12.50
First National Bank of Fort Worth .....	25.00
Thompson & Barwise .....	12.50
Devonian Oil Company .....	12.50
Marathon Oil Company .....	423.06
Atlantic Oil Producing Company .....	125.00
Texas-Pacific Coal and Oil Company .....	254.96
Tidal Oil Company .....	43.75

Total for period .....\$ 9,606.54

Contributions received June 1, 1931, to July 14, 1931:

Houston Oil Company of Texas.....	\$ 62.50
Landreth Production Corporation .....	50.00
Penn Oil Company .....	50.00
Arkansas Natural Gas Corporation.....	625.00
Empire Oil and Refining Company .....	93.75
Barnsdall Oil Company .....	362.50
First National Bank of Dallas .....	100.00
Snowden & McSweeney .....	300.00
Thompson & Barwise .....	50.00
Jake L. Hamon .....	50.00
The California Company .....	800.00
St. Mary's Oil and Gas Company.....	50.00
Vacuum Oil Company .....	50.00
Humble Oil and Refining Company.....	3,600.00
Reeser & Pendleton, Inc. ....	300.00
H-Y Oil Company .....	12.50
Southern Crude Oil Pur. Co. ....	600.00
Lone Star Gas Co. ....	400.00
Sun Oil Company .....	900.00
Lucey Petroleum Company .....	100.00
Stanolind Oil and Gas Company .....	750.00
Delmar Oil Company .....	100.00

Darby Petroleum Corporation .....	87.50
Big Lake Oil Company .....	375.00
Plymouth Oil Company .....	125.00
Prairie Oil and Gas Company .....	600.00
Kewanee Oil and Gas Company .....	100.00
Phillips Petroleum Company .....	1,000.00
Marathon Oil Company .....	2,000.00
Slick & Seelegson .....	100.00
Burton Oil Cement Company .....	50.00
Shell Petroleum Corporation .....	1,500.00
Atlantic Oil Producing Company .....	500.00
W. B. Hamilton .....	100.00
Halliburton Oil Well Cementing Company.....	50.00
Fort Worth National Bank .....	100.00

Total for period .....\$16,093.75

Total to be accounted for.....\$32,412.30

RECESS.

On motion of Mr. Hardy, the House at 5:20 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, July 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 3, Inviting the Hon. J. Frank Dobie to address the Legislature.

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

SEVENTH DAY.

(Continued.)

(Wednesday, July 22, 1931.)

The House met at 9 o'clock a. m., and was called to order by Mr. Murphy.

LEAVE OF ABSENCE GRANTED.

Mr. Mathis was granted leave of absence for today and the balance of the week, on motion of Mr. Hefley, on account of important business.

EXPRESSING SYMPATHY TO MRS. HELEN MOORE.

Mr. Bedford offered the following resolution:

Whereas, the House is advised of the continued illness of our distin-

guished and beloved member, Mrs. Helen Moore. Now, therefore, be it

Resolved by the House of Representatives, That we express to Mrs. Moore our deepest regrets over her illness and our most sincere wishes for her speedy recovery, and that the Speaker of the House be instructed to send a suitable bouquet of flowers to her with the good wishes of the House. Be it further

Resolved that the floral expense be paid out of the contingent expense fund of the House, and that this resolution be printed in the Journal, and that a duly authenticated copy of this resolution be forwarded with the flowers to Mrs. Moore.

BEDFORD,  
METCALFE,  
ROUNTREE,  
HUGHES,  
STRONG,  
FARRAR,  
ENGELHARD,  
MOFFETT.

The resolution was read second time.

On motion of Mr. Stephens, the names of all the members of the House were added to the resolution as signers thereof.

Signed—Minor, Speaker; Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Albritton, Alsup, Anderson, Baker, Barron, Beck, Bond, Bounds, Boyd, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Coltrin, Claunch, Coombs, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, Davis, DeWolfe, Dodd, Donnell, Dowell, Dunlap, Duvall, Dwyer,